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1 Marc V. Kalagian (NSBN 4460)  
Law Offices of Rohlfing & Kalagian, LLP  
2 211 East Ocean Boulevard, Suite 420  
Long Beach, CA 90802  
3 Tel.: (562) 437-7006  
Fax: (562) 432-2935  
4 E-mail: [marc.kalagian@rksslaw.com](mailto:marc.kalagian@rksslaw.com)

5 Gerald M. Welt Attorney at Law (NSBN 1575)  
732 S. Sixth Street, Suite 200-D  
6 Las Vegas, NV 89101  
Tel.: (702)382-2030  
7 Fax: (702)684-5157  
E-mail: [gmwesq@weltlaw.com](mailto:gmwesq@weltlaw.com); [kwp@weltlaw.com](mailto:kwp@weltlaw.com)

8 Attorneys for Plaintiff

9 STEVEN W. MYHRE (NSBN 9635)  
Acting United States Attorney  
District of Nevada  
11 TINA L. NAICKER, CSBN 252766  
Special Assistant United States Attorney  
12 160 Spear Street, Suite 800  
San Francisco, California 94105  
13 Telephone: (415) 268-5611  
Facsimile: (415) 744-0134  
14 E-Mail: Tina.Naicker@SSA.gov

15 Attorneys for Defendant

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18 **UNITED STATES DISTRICT COURT**  
19 **DISTRICT OF NEVADA**

20 MICHAEL SHANE,

21 Plaintiff,

22 v.

23 NANCY A. BERRYHILL,  
24 Acting Commissioner of Social Security,

25 Defendant.

)  
) Case No. 2:16-CV-02263-CWH  
)

) **JOINT STIPULATION FOR EXTENSION OF**  
) **TIME TO FILE DEFENDANT'S NOTICE OF**  
) **VOLUNTARY REMAND OF THE CASE OR**  
) **CROSS-MOTION TO AFFIRM**

) **(Third Request)**  
)

1 IT IS HEREBY STIPULATED, by the parties, through their respective counsel of record, that  
2 the time for responding to Plaintiff's Motion for Summary Judgment be extended for approximately  
3 two days (2) business days from August 20, 2017 to **August 23, 2017**. This is Defendant's third  
4 request for extension. Good cause exists to grant Defendant's request for extension. Counsel for  
5 Defendant has been suffering from chronic migraines, which impairs her vision. Counsel was also  
6 recently hospitalized in ER and was on medical leave as a result of her migraines. Currently, Counsel  
7 has over 50+ active matters, of which require 2+ dispositive motions a week. As a result of heavy  
8 caseload and shortened staff, Counsel became behind on her caseload. Counsel for Defendant  
9 apologizes for the belated nature of the request, but did not anticipate taking additional medical leave  
10 resulting from her chronic migraines. Counsel respectfully requests additional time to respond to  
11 Plaintiff's Motion in order to adequately research, analyze and respond to the issues presented by  
12 Plaintiff. Defendant makes this request in good faith with no intention to unduly delay the  
13 proceedings. Plaintiff has no objection to the requested relief.  
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1 The parties further stipulate that the Court's Scheduling Order shall be modified accordingly.

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3 Respectfully submitted,

4 Date: August 21, 2017

5 By: /s/ Marc Kalagian  
6 MARC KALAGIAN  
\*by email authorization on 8/21/17  
Attorney for Plaintiff

7 Date: August 21, 2017

8 STEVEN W. MYHRE  
Acting United States Attorney

9  
10 By: /s/ Tina L. Naicker  
11 TINA L. NAICKER  
Special Assistant United States Attorney

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13 **IT IS SO ORDERED.**

14  
15  
16 DATE: August 24, 2017

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18 THE HONORABLE CARL W. HOFFMAN  
United States Magistrate Judge

1 **CERTIFICATE OF SERVICE**

2 I, TINA L. NAICKER, certify that the following individual was served with a copy of the  
3 **JOINT STIPULATION FOR EXTENSION OF TIME TO FILE DEFENDANT'S NOTICE OF**  
4 **VOLUNTARY REMAND OF THE CASE OR CROSS-MOTION TO AFFIRM**

5 on the date and via the method of service identified below:

6 **CM/ECF:**

7  
8 Marc V. Kalagian (NSBN 4460)  
9 Law Offices of Rohlfig & Kalagian, LLP  
10 211 East Ocean Boulevard, Suite 420  
11 Long Beach, CA 90802  
12 Tel.: (562) 437-7006  
13 Fax: (562) 432-2935  
14 E-mail: [marc.kalagian@rksslaw.com](mailto:marc.kalagian@rksslaw.com)

15 Gerald M. Welt Attorney at Law (NSBN 1575)  
16 732 S. Sixth Street, Suite 200-D  
17 Las Vegas, NV 89101  
18 Tel.: (702)382-2030  
19 Fax: (702)684-5157  
20 E-mail: [gmwesq@weltlaw.com](mailto:gmwesq@weltlaw.com); [kwp@weltlaw.com](mailto:kwp@weltlaw.com)

21 Attorneys for Plaintiff  
22 MICHAEL SHANE

23  
24 Respectfully submitted this 21st day of August 2017,

25 /s/ Tina L. Naicker  
26 TINA L. NAICKER  
Special Assistant United States Attorney